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20 Attorneys for Defendants
21 Morgan Stanley & Co. Incorporated, Merrill Lynch, Pierce,
22 Fenner & Smith Incorporated, Jefferies & Company, Inc.,
23 Cowen and Company, LLC and ThinkEquity Partners LLC

24 UNITED STATES DISTRICT COURT
25 NORTHERN DISTRICT OF CALIFORNIA

FILED BY FAX

26 BIKASH MOHAN MOHANTY, On Behalf of
27 Himself and All Others Similarly Situated,

28 Plaintiff,

v.

29 AMIR BASSAN-EZKENAZI, RAN OZ,
30 FREDERICK BALL, GAL ISRAELY, DEAN
31 GILBERT, KEN GOLDMAN, LLOYD
32 CARNEY, BRUCE SACHS, ROBERT SACHS,
33 GEOFFREY YANG, MORGAN STANLEY &
34 CO. INC., MERRILL LYNCH, PIERCE,
35 FENNER & SMITH, INC., JEFFERIES & CO.,
36 INC., COWEN AND CO., INC., THINKEQUITY
37 PARTNERS LLC and BIGBAND
38 NETWORKS, INC.

Defendants.

Case No. 07-cv-5101-SBA

CLASS ACTION

APPLICATION FOR ADMISSION
OF ATTORNEY *PRO HAC VICE*

OH\$ Went:260338372.1

APPLICATION FOR ADMISSION OF ATTORNEY *PRO HAC VICE*

Free
Pl

1 Pursuant to Civil L. R. 11-3, James P. Cusick, an active member in good standing of the
2 bars of Illinois and New York, hereby applies for admission to practice in the Northern District of
3 California on a *pro hac vice* basis representing Defendants Morgan Stanley & Co. Incorporated,
4 Merrill Lynch, Pierce, Fenner & Smith Incorporated, Jefferies & Company, Inc., Cowen and
5 Company, LLC and ThinkEquity Partners LLC in the above-entitled action.

6 In support of this application, I certify on oath that:

7 1. I am an active member in good standing of a United States Court or of the highest
8 court of another State or the District of Columbia, as indicated above;

9 2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local
10 Rule 11-4, to comply with General Order No. 45, *Electronic Case Filing*, and to become familiar
11 with the Local Rules and the Alternative Dispute Resolution programs of this Court; and,

12 3. An attorney who is a member of the bar of this Court in good standing and who
13 maintains an office within the State of California has been designated as co-counsel in the above-
14 entitled action. The name, address, and telephone number of that attorney is:

15 Michael C. Tu
16 Orrick, Herrington & Sutcliffe LLP
17 777 South Figueroa Street Suite 3200
18 Los Angeles, California 90017-5855
19 Telephone: (213) 629-2020
Facsimile: (213) 612-2499
Email: mtu@orrick.com

20 I declare under penalty of perjury that the foregoing is true and correct.

21 Dated: January 4, 2008

Respectfully submitted,

22 James P. Cusick / by M.Tu
23 James P. Cusick
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Court Name: U.S. District Court, MDCB
Division: 4
Receipt Number: 44611001680
Cashier ID: mosleyj
Transaction Date: 01/07/2008
Payer Name: Specialized Legal Services I
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PRO HAC VICE
For: James P. Cusick
Case/Party: D-CAN-4-08-AT-PROHAC-001
Amount: \$210.00

CHECK
Check/Money Order Num: 29470
Amt Tendered: \$210.00

Total Due: \$210.00
Total Tendered: \$210.00
Change Amt: \$0.00

C-07-5101-SBA, Pro Hac Vice for
James P. Cusick

Checks and drafts are accepted
subject to collections and full
credit will only be given when the
check or draft has been accepted by
the financial institution on which
it was drawn.